

PATENT
Docket No. 0553-0185.01

22386 U.S. PTO
10/669284
09/24/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

<p>Prior Application:</p> <p>Examiner: <u>E. Kielin</u></p> <p>Art Unit: <u>2813</u></p>	<p>I hereby certify that this 37 CFR 1.60 request and the documents referred to as attached therein are being deposited with the United States Postal Service on <u>September 24, 2003</u> in an envelope as "Express Mail Post Office to Addressee" service under 37 CFR 1.10, Mailing Label Number <u>EV 321710896</u> addressed to the: Commissioner for Patents, Washington, D.C. 20231</p> <p><u>Yue X Ran</u> name of person signing</p> <p><u>Yue X Ran</u> signature</p>
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BOX PATENT APPLICATION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL OF FILING UNDER 37 CFR 1.53(b)

1. This is a request for filing a

☒ [X] Divisional

☐ [] Continuation

application under 37 CFR 1.60 of pending prior application Serial No. 09/584,617 filed on May 31, 2000 of Mitsunori SAKAMA, Taketomi ASAMI, Noriko ISHIMARU and Shunpei YAMAZAKI for Semiconductor Device And A Method of Manufacturing The Same

The PTO did not receive the following listed item(s) 32 of spec

2. True Copy of Original Prior Application Papers Attached.

I hereby verify that the attached papers are a true copy of the above-identified prior application, including the oath or declaration originally filed (37 CFR 1.60).

3. Amendments

☐ Cancel in this application original claims_____ of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)

☒ Please enter the enclosed Preliminary Amendment (prior to calculating the filing fee)

4. Information Disclosure Statement

☒ An Information Disclosure Statement is enclosed herewith.

5. Fee Calculation (claims pending after entry of any amendments above)

☐ A verified statement of small entity status:

☐ has been filed in the parent application and such status is still proper and desired

☐ is attached

☒ Other than small entity

For	Number Filed	Number Extra	Rate sm/lg ent.	Fee
Total Claims	26	-20 =6	x \$9/18	\$108.00
Independent Claims	5	- 3 = 2	x \$42/84	\$168.00
Multiple Dependent Claims	No		\$280/140	\$0.00
Basic Fee (minimum amount required)			\$375/750	\$750
Assignment			\$40	\$0
Total Filing Fee				\$1026.00

6. Fee Payment

☒ A check in the amount of \$1026.00 is enclosed

☐ Please charge deposit account 50/1039 in the amount of _____.

☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Account No. 50/1039. A duplicate copy of this sheet is enclosed.

7. Drawings

☒ New formal drawings are enclosed.

☐ Informal drawings are enclosed.

8. Foreign Priority

☒ Priority of foreign application serial no. 11-154429 filed on June 2, 1999 in Japan is claimed under 35 U.S.C. 119.

☒ The certified copy has been filed in prior U.S. application Serial No. 09/584,617.

☐ The certified copy will follow.

9. Relate Back -- 35 U.S.C. 120

☒ Please amend the specification by inserting before the first line the sentence:

--This application is a divisional of copending U.S. application Serial No. 09/584,617, filed on May 31, 2000.--

10. Inventorship

With respect to the prior copending U.S. application from which this application claims benefit under 35 USC 120 the inventor(s) in this application is (are):

☒ the same

☐ less than those named in the prior application and it is requested that the following inventor(s) identified above for the prior application be deleted:

11. Assignment

☒ The prior application is assigned of record to Semiconductor Energy Laboratory Co., Ltd.

☐ An assignment of the invention to _____ is attached (with cover sheet) for recording..

12. Maintenance of Copendency of Prior Application

☐ A petition, fee and response has been filed to extend the term in the pending prior application until _____ or

☒ A conditional petition for extension of time is being filed in the pending parent application (copy enclosed).

13. Power of Attorney

[X] The power of attorney in the prior application is to: Edward D. Manzo,
registration no. 28,139

[] The power appears in the original papers in the prior application.

[X] Since the power does not appear in the original papers, a copy of the
power in the prior application is enclosed.

[X] Address all future communications to:
Edward D. Manzo
Cook, Alex, McFarron, Manzo, Cummings & Mehler, Ltd.
200 West Adams St., Ste. 2850
Chicago, IL 60606

Respectfully submitted,



Mark J. Murphy
Registration no. 34,225

Date: September 24, 2003

COOK, ALEX, MCFARRON, MANZO,
CUMMINGS & MEHLER, LTD.
200 West Adams Street
Suite 2850
Chicago, Illinois 60606
(312) 236-8500

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of)
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Sakama et al.)
)
Serial No.: 09/584,617)
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Filed: May 31, 2000)
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For: Semiconductor Device And)
A Method Of Manufacturing The Same)
)
Art Unit: 2813)
)
Examiner: E. Kielin)

"Express Mail" Mailing Label No. EV 321710905

Date of Deposit September 24, 2003

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Name: Yue X Luan
(Type or printed)

Signature Yue X Luan

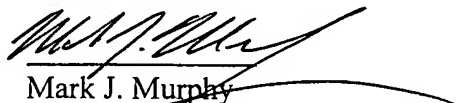
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

September 24, 2003

CONDITIONAL PETITION TO EXTEND TIME

Responsive to the Final Rejection mailed July 3, 2003, setting a three month term for response and withdrawing all the amended claims as being directed to an independent and separate invention, Applicants are filing a divisional application to pursue these claims. Applicants do not believe that a petition for an extension of time in this application is necessary. However, if such an extension of time is necessary, please consider this a petition for the necessary extension of time. The undersigned authorizes the Commissioner to charge our deposit account 50/1039 for any fee necessary.

Respectfully submitted,


Mark J. Murphy
Registration No. 34,225

COOK, ALEX, McFARRON, MANZO,
CUMMINGS & MEHLER, LTD.
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